

UNITED STATES DISTRICT COURT

for the
Western District of WashingtonFILED
LODGED
MAR 31 2017
AT SEATTLE
CLERK U.S. DISTRICT COURT
BY WESTERN DISTRICT OF WASHINGTON
DEPUTYIn the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)Case No. **MJ 17-124**GOOGLE USER ACCOUNT:
jessed206wilson@gmail.com

APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (identify the person or describe the property to be searched and give its location):

See Attachment A, attached hereto and incorporated herein by reference.

located in the Northern District of California, there is now concealed (identify the person or describe the property to be seized):

See Attachment B, attached hereto and incorporated herein by reference.

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

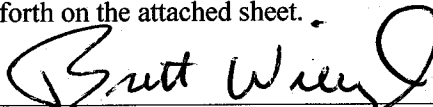
- ☒ evidence of a crime;
- ☒ contraband, fruits of crime, or other items illegally possessed;
- ☒ property designed for use, intended for use, or used in committing a crime;
- ☐ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of:

Code Section	Offense Description
Title 21, United States Code, Sections 841 and 846	Distribution or Controlled Substances and Conspiracy to Distribute Controlled Substances

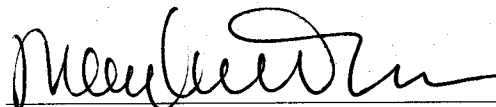
The application is based on these facts:
See Affidavit of Postal Inspector Brett A. Willyerd, U.S. Postal Inspection Service. Attached hereto and incorporated herein by reference.

- ☒ Continued on the attached sheet.
- ☐ Delayed notice of days (give exact ending date if more than 30 days:) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.


 Applicant's signature

 Postal Inspector Brett A. Willyerd, USPIS
 Printed name and title

Sworn to before me and signed in my presence.

Date: March 31, 2017

 Judge's signature
City and state: Seattle, Washington
 Mary Alice Theiler, United States Magistrate Judge
 Printed name and title

AFFIDAVIT OF POSTAL INSPECTOR BRETT WILLYERD

STATE OF WASHINGTON)
) SS
COUNTY OF KING)

I, Brett A. Willyerd, being duly sworn, depose and state as follows:

INTRODUCTION AND AGENT BACKGROUND

1. I am a United States Postal Inspector, assigned to investigate the unlawful transportation of contraband, including Title 21 controlled substances and Title 18 illegal contraband, through the United States Mail. I have been employed as a Postal Inspector since April 2012 and am currently assigned to United States Postal Inspection Service (USPIS) Seattle Division Headquarters and as a Task Force Officer with Homeland Security Investigations, Border Enforcement Security Task Force located in Seattle, Washington. As part of my duties, I investigate the use of the United States Postal Service ("USPS") to illegally mail and receive controlled substances, the proceeds of drug trafficking, instrumentalities associated with drug trafficking and illegal contraband. My training and experience includes a Bachelor of Science degree from Utah State University in Journalism and Corporate Communications, and Basic Inspector Training course in Potomac, Maryland. I also have attended a one-week training course presented by the USPIS addressing narcotics investigations and current trends in narcotics mailings. In addition, I previously was a police officer with the Manassas City Police Department, Patrol Division, in Virginia. I have also received training on the identification of controlled substances, interdiction of controlled substances and proceeds thereof. As a Postal Inspector, I am authorized to investigate crimes involving federal offenses relating to the U.S. Postal Service.

2. Because of my experience and training, I am familiar with common methods of investigating drug trafficking and have become familiar with methods of operation of drug traffickers and manufacturers, including, but not limited to: their

AFFIDAVIT OF SA WILLYERD - 1
USAO# 2016R00649

UNITED STATES ATTORNEY
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1 methods of importing, exporting, storing, concealing, and packaging drugs; their methods
2 of transferring and distributing drugs; their use of cellular telephones; their use of
3 counter-surveillance; and other methods of avoiding detection of law enforcement. I
4 have participated in numerous drug smuggling and trafficking investigations and search
5 warrants involving the use of computers and the internet, and have assisted in the
6 gathering of evidence during execution of those warrants.

7 3. I make this Affidavit in support of an application for a search warrant,
8 pursuant to 18 U.S.C. § 2703, to search the electronic communications contained in the e-
9 mail/user account: jessed206wilson@gmail.com (hereinafter referred to as SUBJECT
10 E-MAIL ACCOUNT), more fully described in Attachment A to this Affidavit, attached
11 hereto and incorporated herein, as well as all other subscriber and log records associated
12 with this account, to seize the items listed in Attachment B, attached to this Affidavit, and
13 incorporated herein by reference, for evidence, fruits, and instrumentalities of violations
14 of 21 U.S.C. §§ 841 (Distribution of Controlled Substances) and 846 (Conspiracy to
15 Distribute Controlled Substances). SUBJECT E-MAIL ACCOUNT is currently being
16 used by JESSE WILSON.

17 4. The facts set forth in this Affidavit are based on my own personal
18 knowledge; knowledge obtained from other individuals during my participation in this
19 investigation, including other law enforcement officers; review of documents and records
20 related to this investigation; communications with others who have personal knowledge
21 of the events and circumstances described herein; and information gained through my
22 training and experience.

23 5. Because this Affidavit is submitted for the limited purpose of establishing
24 probable cause in support of the application for a search warrant, it does not set forth
25 each and every fact that I or others have learned during the course of this investigation. I
26 have set forth only the facts that I believe are relevant to the determination of probable
27 cause to believe that evidence, fruits, and instrumentalities of violations of 21 U.S.C. §§
28

1 841 (Distribution of Controlled Substances) and 846 (Conspiracy to Distribute Controlled
2 Substances) will be found in the SUBJECT E-MAIL ACCOUNT.

3 **SUMMARY OF PROBABLE CAUSE**

4 6. On October 31, 2015, U.S. Customs and Border Protection (CBP) John F.
5 Kennedy International Airport (JFK) Mail Branch conducted an enforcement operation
6 involving the targeting and examination of international mail parcels arriving from India.
7 During the course of this operation, CBP Officers examined a number of international
8 mail parcels including three destined for post office boxes in the Western District of
9 Washington. Upon examination of these three parcels, CBP Officers discovered
10 distribution quantities of Zolpidem, a non-narcotic Scheduled IV controlled substance.

11 7. Following the discovery of the controlled substances, and pursuant to their
12 border search authority, CBP Officers seized the items and forwarded all relevant
13 information to Special Agent (SA) Michael Larson, Homeland Security Investigations
14 (HSI) Seattle for further investigation. The following parcel information relevant to the
15 present application was recorded by CBP:

- 16 a. Express Mail Parcel ED730215208IN
17 Recipient: Jesse Wilson
18 Recipient Address: P.O. Box 48023, Seattle, WA 98148
19 Seized Items: 2,000 Zolpidem Tablets
20 b. Express Mail Parcel ED730215185IN
21 Recipient: Jessie Wilson
22 Recipient Address: P.O. Box 305, Seattle, WA 98062
23 Seized Items: 2,000 Zolpidem Tablets

24 8. On November 18, 2015, CBP San Francisco International Airport (SFO)
25 Mail Branch conducted an enforcement operation involving the targeting and
26 examination of international mail parcels arriving from India. During the course of this
27 operation, CBP Officers discovered distribution quantities of Zolpidem and Carisoprodol
28 in two parcels destined for the Western District of Washington. Following the discovery

1 of the controlled substances, and pursuant to their border search authority, CBP Officers
2 seized the items.

3 9. The following parcel information relevant to the present application was
4 recorded by CBP:

5 a. Express Mail Parcel ED730223399IN
6 Recipient: Jesse Wilson
7 Recipient Address: P.O. Box 305, Seattle, WA 98062
8 Seized Items: 1999 Carisoprodol Tablets

9 10. On February 8, 2016, at Seattle, Washington, law enforcement agents
10 interdicted two international mail parcels addressed to JESSE WILSON at P.O. Box 305,
11 Seattle, WA 98062.

12 11. On February 9, 2016, utilizing his border search authority, SA Larson
13 inspected these two parcels and discovered distribution quantities of Clonazepam and
14 Alprazolam (Xanax). Following the discovery of these items, I replaced the controlled
15 substances with seizure notices and made arrangements to have the parcels delivered to
16 the above-referenced post office boxes.

17 12. On February 9 and 10, 2016, I and other law enforcement officers
18 conducted surveillance activities outside the U.S. Post Office located at 2116 SW 152nd
19 Street, Burien, WA 98166. This address is where P.O. Box 305 is physically located.

20 13. On February 10, 2016, at approximately 11:30 a.m., I observed a 1999
21 Buick Lesabre, with Washington License Plate ANB1238 arrive at the post office located
22 at 2116 SW 152nd Street, Burien, WA 98166. After the 1999 Buick Lesabre parked, a
23 male matching the physical description of JESSE WILSON exited the passenger side of
24 vehicle. JESSE WILSON entered the post office carrying a red bag.

25 14. Once inside, JESSE WILSON mailed sixteen Priority Mail packages to
26 various locations throughout the United States. The return addressee listed on each of
27 these Priority Mail parcels was "Marshall Yates, 4351 SO 179th St, Seatac, WA 98188."

28 In addition to mailing these domestic packages, JESSE WILSON picked-up the two

1 international parcels which had been interdicted on February 8, 2016. Upon exiting the
2 post office, JESSE WILSON was again observed carrying the same red bag. JESSE
3 WILSON then left the area in the 1999 Buick Lesabre.

4 15. At approximately 11:43 a.m., SA Larson observed the 1999 Buick Lesabre
5 pull into the parking lot of a second post office. This post office was located at 609 SW
6 150th Street, Burien, WA 98166. After the 1999 Buick Lesabre parked, JESSE
7 WILSON exited the vehicle and entered the post office carrying a red bag. A short time
8 later, JESSE WILSON exited the post office, again carrying a red bag.

9 16. Later SA Larson observed the 1999 Buick Lesabre pull into an
10 apartment/townhome complex located at 10836 4th Place SW, Seattle, WA 98146. Once
11 in the complex, the 1999 Buick Lesabre briefly stopped. JESSE WILSON exited the
12 vehicle carrying the red bag. SA Larson then observed JESSE WILSON enter unit 401.
13 No one entered the unit with JESSE WILSON. Surveillance was terminated after the
14 1999 Buick Lesabre left the area.

15 17. On August 9, 2016, at approximately 9:20 a.m., HSI agents and officers
16 initiated surveillance activities at 10836 4th Place SW, Seattle, WA 98146. At
17 approximately 1:55 p.m., SA Hardin observed a gray 2014 Ford Focus park outside
18 JESSE WILSON's residence. Once parked, ROBERT BEDNARCZYK exited the Focus
19 and waited outside. A short time later, JESSE WILSON exited his residence and joined
20 ROBERT BEDNARCZYK in the gray 2014 Ford Focus. Surveillance was maintained
21 on the vehicle as it left the area.

22 18. At approximately 2:10 p.m., the gray 2014 Ford Focus pulled into the
23 parking lot of the U.S. Post Office located at 2003 South 216th Street, Des Moines, WA
24 98198. Once parked, JESSE WILSON exited the vehicle and entered the post office.

25 19. At approximately 2:20 p.m., JESSE WILSON exited the post office
26 carrying a number of packages. After leaving the post office, JESSE WILSON walked
27 back to the gray 2014 Ford Focus where SAs Hardin and Scott observed him place the
28 packages in the trunk. After loading the packages, JESSE WILSON and ROBERT

1 BEDNARCZYK left the area in the gray Ford Focus. Surveillance was maintained on
2 the vehicle as it left the area.

3 20. While SAs Hardin and Scott followed the gray 2014 Ford Focus, SA
4 Larson remained at the post office where he made contact with the shift supervisor.
5 According to the shift supervisor, the parcels retrieved by JESSE WILSON were sent to
6 JULIANA NORLEEN at P.O. Box 13036, Des Moines, WA 98198. Postal records
7 revealed that JULIANA NORLEEN opened P.O. Box 13036 and later added JESSE
8 WILSON as an authorized user. According to several postal employees, P.O. Box 13036
9 had regularly received international parcels which were picked up by JESSE WILSON.

10 21. On August 10, 2016, at approximately 9:00 a.m., HSI officers initiated
11 surveillance activities outside the U.S. Post Office at 15250 32nd Avenue South, Seatac,
12 WA 98188; JULIANA NORLEEN's residence at 3230 South 135th Street, Tukwila, WA
13 98168; and JESSE WILSON's residence at 10836 4th Place SW, Seattle, WA 98146.

14 22. The purpose of this multi-location surveillance was to identify the intended
15 recipient(s) of two international mail parcels containing distribution quantities of
16 Zolpidem. These parcels were interdicted on August 5, 2016, and they were addressed to
17 LAURERL PEGUEROS. The drugs were replaced with seizure notices and the postal
18 tracking system was updated to reflect the parcels were available for pickup.

19 23. Upon arriving at 3230 South 135th Street, Patterson observed RORBERT
20 BEDNARCZYK on the front porch and a gray 2014 Ford Focus parked outside the
21 residence.

22 24. At approximately 9:19 a.m., U.S. Postal Inspector Bega telephoned 206-
23 579-3701, speaking to a woman who identified herself as "Laurel." Inspector Bega
24 informed "Laurel" that two international mail parcels were available for pickup at the
25 Riverton Heights Post Office. "Laurel" informed Inspector Bega that she would have a
26 "friend" stop by the post office and pick up the parcels today.

27 25. At approximately 10:00 a.m., ROBERT BEDNARCZYK left 3230 South
28 135th Street in a gray 2014 Ford Focus. At approximately 10:40 a.m., SAs Scott and

1 Maher observed the Ford Focus park outside JESSE WILSON's residence at 10836 4th
2 Place SW. Once parked, ROBERT BEDNARCZYK exited the vehicle and waited
3 outside. A short time later, JESSE WILSON exited his residence and walked to the gray
4 Ford Focus where he entered on the passenger side.

5 26. At approximately 10:43 a.m., JESSE WILSON exited the vehicle and ran
6 back to his residence. A short time later, JESSE WILSON exited his residence carrying a
7 red bag which he placed in the back of the gray Ford Focus.

8 27. At approximately 10:44 a.m., JESSE WILSON and ROBERT
9 BEDNARCZYK left the area in the gray 2014 Ford Focus. At approximately 11:46 a.m.,
10 the Ford Focus pulled into the parking lot of the U.S. Post Office located at 15250 32nd
11 Avenue South, Seatac, WA 98188. After arriving at the post office, JESSE WILSON
12 walked to the back of the vehicle where SAs Larson and Henry observed him place
13 parcels into a red bag. JESSE WILSON entered the post office with the red bag.

14 28. Once inside the post office, Inspectors Bega and Mitchell observed JESSE
15 WILSON remove approximately 12 flat rate mail parcels from the red bag. JESSE
16 WILSON paid the clerk for postage after which time the clerk placed the parcels in the
17 mail stream. All of the parcels were sent from "Marshal Yates" at 4351 South 179th
18 Street, Seatac, WA 98188; to different addresses throughout the U.S.

19 29. After mailing the domestic parcels, JESSE WILSON inquired about the
20 international parcels addressed to LAUREL PEGUEROS. The clerk retrieved the parcels
21 from the sorting area and presented JESSE WILSON with a delivery receipt for
22 signature. In addition to the two international mail parcels, several clearly marked letters
23 from CBP were included with the bundle of mail. JESSE WILSON signed the delivery
24 receipt but declined to accept the parcels after he saw the letters with the CBP stationary.
25 JESSE WILSON informed the clerk that his aunt's daughter would pick up the parcels
26 further stating, "I'm really trying to get away from these people." At approximately
27 12:00 p.m., JESSE WILSON and ROBERT BEDNARCZYK left the post office in the
28 gray 2014 Ford Focus.

1 30. On October 31, 2016, CBP JFK Mail Branch conducted an enforcement
2 operation involving the targeting and examination of international mail parcels arriving
3 from India. During the course of this operation, CBP Officers examined a number of
4 international mail parcels including seven addressed to JULIANA NORLEEN at P.O.
5 Box 13036, Des Moines, WA 98198. Upon further examination of these parcels, CBP
6 Officers discovered distribution quantities of various controlled substances including:
7 Clonazepam, Carisoprodol, Lorazepam, and Tramadol. Following the discovery of the
8 controlled substances, CBP seized the items and contacted HSI Seattle. Upon learning of
9 the seizure, HSI Seattle made arrangements to deliver seizure notices in place of the
10 drugs.

11 31. Between November 4, 2016, and November 7, 2016, SA Larson and other
12 law enforcement officers conducted surveillance activities outside the U.S. Post Office at
13 2003 South 216th Street, Des Moines, WA 98198; Juliana NORLEEN's residence at
14 3230 South 135th Street, Tukwila, WA 98168; and Jesse WILSON's residence at 10836
15 4th Place SW, Apartment 401, Seattle, WA 98146.

16 32. Before beginning the surveillance, the postal service tracking system was
17 updated to reflect the parcels containing the seizure notices were available for pickup at
18 the post office. When investigators arrived at the post office, they discovered three
19 additional international mail parcels that had not been inspected CBP. These parcels
20 were addressed to JULIANA NORLEEN at P.O. Box 13036, Des Moines, WA 98198,
21 and were sent from known suppliers of controlled substances. With the addition of these
22 parcels, there were ten international mail parcels waiting for JULIANA NORLEEN at the
23 post office.

24 33. On November 7, 2016, at approximately 8:30 a.m., SA Larson and other
25 law enforcement officers resumed surveillance activities at the U.S. Post Office located at
26 2003 South 216th Street, Des Moines, WA 98198.

27 34. At approximately 12:24 p.m., U.S. Postal Inspector Worrel received a
28 telephone call from a postal clerk at the Riverton Heights Post Office located 15250 32nd

1 Avenue South, Seatac, WA 98188. According to the postal clerk, JESSE WILSON was
2 currently at the Riverton Heights Post Office mailing a number of domestic mail parcels
3 under the name "Marshal Yates." The postal clerk further reported that JESSE WILSON
4 drove a "tannish Infiniti" to the post office.

5 35. At approximately 1:08 p.m., SAs Larson and Hardin observed a tan 2005
6 Infinity G35 pull into the parking lot of the U.S. Post Office located at 2003 South 216th
7 Street. Upon arriving at the post office, the vehicle parked on the east side of the parking
8 lot where JESSE WILSON exited the driver's side door with nothing in his hands.

9 36. At approximately 1:10 p.m., Inspector Worrel observed JESSE WILSON
10 standing in line with a Delivery Notice/Reminder/Receipt (PS Form 3849) in his hand.
11 This notice had been placed in P.O. Box 13036 to alert the box holder that the ten
12 international mail parcels were available for pickup.

13 37. At approximately 1:13 p.m., JESSE WILSON approached the counter and
14 presented PS Form 3849 to the clerk who retrieved the parcels. JESSE WILSON signed
15 PS Form 3849 and exited the post office carrying the parcels in a white postal service
16 mail tray.

17 38. At approximately 1:15 p.m., JESSE WILSON loaded the ten parcels into
18 the tan 2005 Infinity G35 and left the area. After leaving the post office, the Infinity G35
19 traveled to several locations where JESSE WILSON met with unknown subjects. At
20 approximately 2:15 p.m., surveillance activities were terminated after JESSE WILSON
21 appeared to be taking steps to detect and/or identify surveillance units.

22 39. Between November 5, 2016, and November 10, 2016, CBP JFK and SFO
23 Mail Branches conducted enforcement operations involving the targeting and
24 examination of international mail parcels arriving from India. During the course of this
25 operation, CBP Officers examined a number of international mail parcels including 11
26 addressed to the name of JULIANA NORLEEN at P.O. Box 13036, Des Moines, WA
27 98198.

1 40. Upon further examination of these parcels, CBP Officers discovered
2 distribution quantities of various controlled substances including: Lorazepam, Zolpidem,
3 Alprazolam, and Carisoprodol. Following the discovery of the controlled substances,
4 CBP seized the items and contacted SA Larson, HSI Seattle. Upon learning of the
5 seizure, HSI Seattle made arrangements to deliver seizure notices in place of the drugs.

6 41. Between November 15, 2016, and November 16, 2016, SA Larson and HSI
7 law enforcement officers conducted surveillance activities outside the U.S. Post Office at
8 2003 South 216th Street, Des Moines, WA 98198; and JULIANA NORLEEN's
9 residence at 3230 South 135th Street, Tukwila, WA 98168. Surveillance was maintained
10 at the Des Moines Post Office during the hours when the customer service desk was
11 staffed.

12 42. Before beginning the surveillance, the USPS postal service tracking system
13 was updated to reflect the parcels containing the seizure notices were available for pickup
14 at the post office. When investigators arrived at the post office, they discovered two
15 additional international mail parcels that had not been inspected CBP. These parcels
16 were addressed to JULIANA NORLEEN at P.O. Box 13036, Des Moines, WA 98198,
17 and were sent from known suppliers of controlled substances. With the addition of these
18 parcels, there were 13 international mail parcels waiting for JULIANA NORLEEN at the
19 post office.

20 43. On November 16, 2016, law enforcement officers resumed surveillance
21 activities at the U.S. Post Office at 2003 South 216th Street, Des Moines, WA 98198; and
22 JULIANA NORLEEN's residence at 3230 South 135th Street, Tukwila, WA 98168.

23 44. At approximately 12:50 p.m., SA Hardin observed JESSE WILSON exit
24 the residence at 3230 South 135th Street, Tukwila, WA 98168 and load two cardboard
25 boxes into the trunk of tan 2005 Infinity G35, Washington license plate BCP3977. After
26 loading the boxes, JESSE WILSON left the area in tan 2005 Infinity G35. Surveillance
27 was not maintained on the vehicle.
28

1 45. At approximately 1:10 p.m., Postal Inspectors received a telephone call
 2 from a postal clerk at the Riverton Heights Post Office located 15250 32nd Avenue
 3 South, Seatac, WA 98188. According to the postal clerk, JESSE WILSON was currently
 4 at the Riverton Heights Post Office mailing a number of domestic mail parcels under the
 5 name "Marshal Yates."

6 46. At approximately 1:42 p.m., SAs Hardin and Larson observed tan 2005
 7 Infinity G35, Washington license plate BCP3977 pull into the parking lot of the U.S. Post
 8 Office located at 2003 South 216th Street. JESSE WILSON entered the post office
 9 through the main entrance.

10 47. At approximately 1:45 p.m., SA Larson observed JESSE WILSON
 11 approach the counter and present a Delivery Notice/Reminder/Receipt (PS Form 3849) to
 12 the clerk who in turn retrieved the parcels. JESSE WILSON signed PS Form 3849 and
 13 exited the post office carrying the parcels in a white postal service mail tray. At
 14 approximately 1:47 p.m., JESSE WILSON loaded the 13 parcels into tan 2005 Infinity
 15 G35, Washington license plate BCP3977 and left the area.

16 **INFORMATION RELATED TO JESSE WILSON'S E-MAIL USE**

17 48. On February 28, 2017, CBP JFK Mail Branch conducted an enforcement
 18 operation involving the targeting and examination of international mail parcels arriving
 19 from India. During the course of this operation, CBP Officers examined a number of
 20 international mail parcels including one parcel destined for a post office box in the
 21 Western District of Washington. Upon examination of this parcel, CBP Officers
 22 discovered distribution quantities of Alprazolam.

23 49. The following parcel information was recorded by CBP:

24 a. Express Mail Parcel CU132017257IN

25 Recipient: Jesse Wilson

26 Recipient Address: 126 SW 148th Street, C100 Box 293, Seattle,

27 WA 98166

28 Seized Items: 9,763 Alprazolam pills

1 50. Based on the information provided by CBP from the February 28, 2017
2 seizure of Alprazolam pills in Express Mail parcel CU132017257IN, SA Larson
3 researched the recipient address (126 SW 148th Street C100, Burien, WA 98166) and
4 discovered it was a P.O. Box located at a UPS store.

5 51. On March 7, 2017, SA Larson and I went to the UPS store located at 126
6 SW 148th Street, C100, Burien, WA 98166 and spoke with the manager who provided
7 me with P.O. Box application for 293. The application revealed JESSE WILSON opened
8 box 293 on February 7, 2017, further reporting the following home address and contact
9 information: 3230 S. 135th St., Tukwila, WA 98168, mobile telephone number 206-370-
10 9885, and e-mail address jessed206wilson@gmail.com / SUBJECT E-MAIL
11 ACCOUNT. JESSE WILSON also provided a copy of his Washington State Driver's
12 License and a copy of his vehicle registration to the 2005 Infinity G35, Washington
13 license plate BCP3977.

14 52. Furthermore, the manager of the UPS store advised JESSE WILSON
15 provided written authorization which allowed the UPS store to send package notifications
16 to SUBJECT E-MAIL ACCOUNT and mobile phone number 206-370-9885. A day after
17 visiting the UPS store, I learned from the manager that JESSE WILSON received
18 additional parcels at P.O Box 293 from India.

19 53. In addition to JESSE WILSON'S use of SUBJECT E-MAIL ACCOUNT as
20 means of receiving notification that a parcel is available for pick-up, there is probable
21 cause to believe that the SUBJECT E-MAIL ACCOUNT will contain further evidence of
22 violations of 21 U.S.C. §§ 841 (Distribution of Controlled Substances) and 846
23 (Conspiracy to Distribute Controlled Substances). Specifically, I know from training and
24 experience that individuals trafficking in controlled substances such as Clonazepam,
25 Carisoprodol, Lorazepam, Tramadol, and Xanax often communicate with customers and
26 suppliers via electronic means – to include e-mail. This is the case because these
27 controlled substances are typically trafficked via illegal online pharmacies. Similarly, as
28 the source of these types of controlled substances is often international – as is the case in

1 the present case – electronic means of communication, including e-mail, are often used
2 between the international supplier and the domestic distributor to arrangement payment,
3 discuss pricing, make orders, and coordinate the delivery of controlled substances
4 purchased from international sources for further distribution in the United States.

5 **BACKGROUND REGARDING GOOGLE/GMAIL.COM SERVICES**

6 54. In my training and experience, I have learned that Google provides a
7 variety of on-line services, including e-mail access, to the general public. Google allows
8 subscribers to obtain e-mail accounts at the domain name “gmail.com,” like the e-mail
9 accounts listed in Attachment A.

10 55. Subscribers obtain an account by registering with Google. When doing so,
11 e-mail providers like Google ask the subscriber to provide certain personal identifying
12 information. This information can include the subscriber’s full name, physical address,
13 telephone numbers and other identifiers, alternative e-mail addresses, and, for paying
14 subscribers, means and source of payment (including any credit or bank account number).
15 In my training and experience, such information may constitute evidence of the crimes
16 under investigation because the information can be used to identify the account’s user or
17 users, and to help establish who has dominion and control over the account.

18 56. E-mail providers typically retain certain transactional information about the
19 creation and use of each account on their systems. This information can include the date
20 on which the account was created, the length of service, records of log-in (i.e., session)
21 times and durations, the types of service utilized, the status of the account (including
22 whether the account is inactive or closed), the methods used to connect to the account
23 (such as logging into the account via Google’s website), and other log files that reflect
24 usage of the account. In addition, e-mail providers often have records of the Internet
25 Protocol address (“IP address”) used to register the account and the IP addresses
26 associated with particular logins to the account. Because every device that connects to
27 the Internet must use an IP address, IP address information can help to identify which
28

1 computers or other devices were used to access the e-mail account, which can help
2 establish the individual or individuals who had dominion and control over the account.

3 57. In general, an e-mail that is sent to a Google subscriber is stored in the
4 subscriber's "mail box" on Google servers until the subscriber deletes the e-mail. If the
5 subscriber does not delete the message, the message can remain on Google servers
6 indefinitely. Even if the subscriber deletes the e-mail, it may continue to be available on
7 Google servers for a certain period of time.

8 58. When the subscriber sends an e-mail, it is initiated at the user's computer or
9 device, transferred via the Internet to Google servers, and then transmitted to its end
10 destination. Google often maintains a copy of the e-mail sent. Unless the sender of the
11 e-mail specifically deletes the e-mail from the Google server, the e-mail can remain on
12 the system indefinitely. Even if the sender deletes the e-mail, it may continue to be
13 available on Google servers for a certain period of time.

14 59. A sent or received e-mail typically includes the content of the message,
15 source and destination addresses, the date and time at which the e-mail was sent, and the
16 size and length of the e-mail. If an e-mail user writes a draft message but does not send
17 it, that message may also be saved by Google but may not include all of these categories
18 of data.

19 60. A Google subscriber can also store files, including e-mails, address books,
20 contact or buddy lists, calendar data, photographs, and other files, on servers maintained
21 and/or owned by Google. In my training and experience, evidence of who was using an
22 e-mail account may be found in address books, contact or buddy lists, e-mail in the
23 account, attachments to e-mails, including photographs and files, and photographs and
24 files stored in relation to the account.

25 61. A subscriber to a Google Gmail account can also store files, including
26 address books, contact lists, calendar data, photographs and other files, on servers
27 maintained and/or owned by Google. For example, Google offers users a calendar
28 service that users may utilize to organize their schedule and share events with others.

1 Google also offers users' a service called Google Drive that may be used to store data and
 2 documents. The Google Drive service may be used to store documents including
 3 spreadsheets, written documents (such as Word or Word Perfect) and other documents
 4 that could be used to manage a website. Google Drive allows users to share their
 5 documents with others or the public depending on the settings selected by the account
 6 holder. Google also provides its users with access to the photo storage service "Picasa."
 7 Picasa can be used to create photo albums, store photographs, and share photographs with
 8 others. Another Google service called "You Tube" allows users to view, store and share
 9 videos. Google also provides a service called "Google Analytics." Google Analytics is a
 10 Google service that monitors website traffic and provides subscribers with data relating to
 11 how much traffic is visiting the subscriber's website, which sections of the subscriber's
 12 website users are visiting, how long users are staying on particular sections of the site,
 13 and the geographical source of users visiting the website, among other things.

14 62. In some cases, e-mail account users will communicate directly with an e-
 15 mail service provider about issues relating to the account, such as technical problems,
 16 billing inquiries, or complaints from other users. E-mail providers typically retain
 17 records about such communications, including records of contacts between the user and
 18 the provider's support services, as well records of any actions taken by the provider or
 19 user as a result of the communications. In my training and experience, such information
 20 may constitute evidence of the crimes under investigation because the information can be
 21 used to identify the account's user or users.

22 63. On March 17, 2017, a preservation letter was sent to Google, and asking
 23 that the contents of the SUBJECT E-MAIL ACCOUNT be preserved, under authority of
 24 Title 18, United States Code, Section 2703(f)(1), for a period of 90 days.

25 **PRIOR EFFORTS TO OBTAIN EVIDENCE**

26 64. I understand that the contents of the SUBJECT E-MAIL ACCOUNT can
 27 only be obtained, in the Ninth Circuit, by means of a search warrant issued under
 28 authority of 18 U.S.C. §§ 2703(a), 2703(b)(1)(A), 2703(c)(1)(A), and Federal Rule of

1 Criminal Procedure 41(e)(2)(B). There have been no prior attempts to secure a search
2 warrant to search and seize these records.

3 **PROTOCOL FOR SORTING SEIZABLE ELECTRONICALLY STORED**
4 **INFORMATION**

5 65. In order to ensure that agents are limited in their search only to the
6 SUBJECT E-MAIL ACCOUNT (and any attachments, stored instant messages, stored
7 voice messages, documents, and photographs associated therewith); in order to protect
8 the privacy interests of other third parties who have accounts at Google; and in order to
9 minimize disruptions to normal business operations of Google; this application seeks
10 authorization to permit agents and employees of Google to assist in the execution of the
11 warrant, pursuant to 18 U.S.C. § 2703(g) as follows:

- 12 a. The search warrant will be presented to Google, with direction that Google
13 identify and isolate the e-mail account and associated records described in
14 Section I of Attachment B.
- 15 b. Google will also be directed to create an exact duplicate in electronic form
16 of the e-mail account and records specified in Section I of Attachment B,
17 including an exact duplicate of the content of all e-mail messages stored in
18 the specified e-mail account.
- 19 c. Google shall then provide an exact digital copy of the contents of the
20 SUBJECT E-MAIL ACCOUNT, as well as all other records associated
21 with the account, to me or to any other agent of the USPIS. Once the
22 digital copy has been received from Google, that copy will, in turn, be
23 forensically imaged and only that image will be reviewed and analyzed to
24 identify communications and other data subject to seizure pursuant to
25 Section II of Attachment B. The original digital copy will be sealed and
26 maintained to establish authenticity, if necessary.
- 27 d. I and/or other agents of USPIS will thereafter review the forensic image,
28 and identify from among that content those items that come within the

1 items identified in Section II to Attachment B, for seizure. I and/or other
2 agents of USPIS will then copy those items identified for seizure to
3 separate media for future use in the investigation and prosecution. The
4 forensic copy of the complete content of the e-mail accounts will also then
5 be sealed and retained by USPIS, and will not be unsealed absent Court
6 authorization, except for the purpose of duplication of the entire image in
7 order to provide it, as discovery, to a charged defendant.

8 e. Analyzing the data contained in the forensic image may require special
9 technical skills, equipment, and software. It could also be very time-
10 consuming. Searching by keywords, for example, can yield thousands of
11 "hits," each of which must then be reviewed in context by the examiner to
12 determine whether the data is within the scope of the warrant. Merely
13 finding a relevant "hit" does not end the review process. Keywords used
14 originally need to be modified continuously, based on interim results.
15 Certain file formats, moreover, do not lend themselves to keyword
16 searches, as keywords search text, and many common electronic mail,
17 database, and spreadsheet applications, (which may be attached to e-mail)
18 do not store data as searchable text. The data is saved, instead, in
19 proprietary non-text format. And, as the volume of storage allotted by
20 service providers increases, the time it takes to properly analyze recovered
21 data increases, as well. Consistent with the foregoing, searching the
22 recovered data for the information subject to seizure pursuant to this
23 warrant may require a range of data analysis techniques and may take
24 weeks or even months.

25 f. Based upon my experience and training, and the experience and training of
26 other agents with whom I have communicated, it is necessary to seize all
27 electronic mails, chat logs and documents, that identify any users of the
28 subject account and any electronic mails sent or received in temporal

1 proximity to incriminating e-mails that provide context to the incriminating
2 communications.

- 3 g. All forensic analysis of the image data will employ only those search
4 protocols and methodologies reasonably designed to identify and seize the
5 items identified in Section II of Attachment B to the warrant.

6 **GENUINE RISKS OF DESTRUCTION OF EVIDENCE**

7 66. Based upon my experience and training, it is not uncommon for technically
8 sophisticated criminals to use encryption or programs to destroy data that can be
9 triggered remotely, or by a pre-programed event or keystroke, or other sophisticated
10 techniques to hide data. In this case, the data this application seeks is stored on an
11 enterprise storage system, also known as a server, belonging to Google. If that data is
12 accessed and deleted by the user, by either deleting the e-mails or any associated contact
13 lists, the content would not be retrievable. Unlike traditional computer forensics where a
14 hard drive can be searched and deleted documents recovered, information stored in an
15 enterprise storage system is irretrievable once it has been deleted. Further, since this
16 information is accessible from anywhere that the suspect can obtain an Internet
17 connection to log on to his account, any user can delete this information in a matter of
18 minutes.

19 **REQUEST FOR NONDISCLOSURE AND SEALING**

20 67. The government requests, pursuant to the preclusion of notice provisions of
21 Title 18, United States Code, Section 2705(b), that Google be ordered not to notify any
22 person (including the subscriber or customer to which the materials relate) of the
23 existence of this warrant for such period as the Court deems appropriate. The
24 government submits that such an order is justified because notification of the existence of
25 this Order would seriously jeopardize the ongoing investigation. Such a disclosure would
26 give the subscriber an opportunity to destroy evidence, change patterns of behavior,
27 notify confederates, or flee or continue his flight from prosecution.

1 68. It is further respectfully requested that this Court issue an order sealing,
2 until further order of the Court, all papers submitted in support of this application,
3 including the application and search warrant. I believe that sealing this document is
4 necessary because notification of the existence of these Warrants would, likewise,
5 seriously jeopardize the ongoing investigation. The availability of these documents
6 would give the subscriber an opportunity to destroy evidence, change patterns of
7 behavior, notify confederates, or flee or continue his flight from prosecution. Premature
8 disclosure of the contents of this affidavit and related documents may have a significant
9 and negative impact on the continuing investigation and may severely jeopardize its
10 effectiveness.

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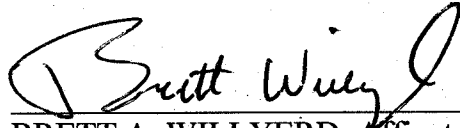
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CONCLUSION

69. Based upon the evidence gathered in this investigation and set out above, including, but not limited to, my review of data and records, information received from other law enforcement agents, and my training and experience, there is probable cause to believe that evidence, fruits, and/or instrumentalities of violations of 21 U.S.C. §§ 841 (Distribution of Controlled Substances) and 846 (Conspiracy to Distribute Controlled Substances), exists and will be found in the electronically stored information or communications contained and associated with the SUBJECT E-MAIL ACCOUNT (and any attachments, stored instant messages, stored voice messages, documents, and photographs associated therewith), as well as in subscriber and log records associated with this account. I therefore request that the Court issue the proposed search warrant. This Court has jurisdiction to issue the requested warrant pursuant to 18 U.S.C. § 2703, because it is "a court of competent jurisdiction" as defined by 18 U.S.C. § 2711(3)(A)(i) (defining a "court of competent jurisdiction" to include "a district court of the United States . . . that has jurisdiction over the offense being investigated").


BRETT A. WILLYERD, Affiant
U.S. Postal Inspector

SUBSCRIBED and SWORN to before me this 31 day of March, 2017.


HON. MARY ALICE THEILER
United States Magistrate Judge

ATTACHMENT A
Account to be Searched

The electronically stored information and communications contained in, related to,
and associated with, Google account:

a. Jessed206wilson@gmail.com (Google File Number 5-6594000016614)
as well as all other subscriber and log records associated with the account, which are
located at premises owned, maintained, controlled or operated by Google, an e-mail
provider headquartered at 1600 Amphitheatre Parkway, Mountain View, CA 94043.

ATTACHMENT B**Section I - Information to be disclosed by Google, for search:**

To the extent that the information described in Attachment A is within the possession, custody, or control of the Provider, including any emails, records, files, logs, or information that has been deleted but is still available to the Provider, or has been preserved pursuant to a request made under 18 U.S.C. § 2703(f) on March 17, 2017, the Provider is required to disclose the following information to the government for each account or identifier listed in Attachment A:

a. The contents of all e-mails associated with the account, including stored or preserved copies of e-mails sent to and from the account, draft e-mails, the source and destination addresses associated with each e-mail, the date and time at which each e-mail was sent, and the size and length of each e-mail;

b. All records or other information regarding the identification of the account, to include full name, physical address, telephone numbers and other identifiers, records of session times and durations, the date on which the account was created, the length of service, the IP address used to register the account, log-in IP addresses associated with session times and dates, account status, alternative e-mail addresses provided during registration, methods of connecting, log files, and means and source of payment;

c. The types of service utilized;

d. All records or other information stored at any time by an individual using the account, including address books, contact and buddy lists, calendar data, pictures, and files;

e. All records pertaining to communications between the Provider and any person regarding the account, including contacts with support services and records of actions taken.

Section II - Information to be Seized

All information described above in Section I that constitutes fruits, contraband, evidence and instrumentalities of violations of Title 21, United States Code, Sections

1 841(a)(1) and 846, those violations involving JESSE WILSON and occurring after
2 November 1, 2015, including, for the account or identifier listed on Attachment A,
3 information pertaining to the following matters:

4 a. All content including messages, documents, and profile information,
5 attachments, or other data that serves to identify any persons who use or access the
6 account specified, or who exercise in any way any dominion or control over the specified
7 account;

8 b. Any address lists, contact lists or other lists associated with the specified
9 account that may identify co-conspirators;

10 c. Any content including messages, documents, photographs, attachments
11 and/or profile information pertaining to the manufacturing, distribution, and sale of
12 controlled substances via online and other electronic communication means; and the
13 shipping, tracking, and delivery of packages, parcels, and/or other mail pieces from the
14 United States Postal Service, UPS, FedEx, DHL, etc.;

15 d. All content including messages, documents and profile information,
16 attachments, or other data that otherwise constitutes evidence, fruits, or instrumentalities
17 of violations of Title 21, United States Code, Sections 841(a)(1) and 846;

18 e. All subscriber records associated with the specified account, including
19 name, address, local and long distance telephone connection records, or records of
20 session times and durations, length of service (including start date) and types of service
21 utilized, telephone or instrument number or other subscriber number or identity,
22 including any temporarily assigned network address, and means and source of payment
23 for such service) including any credit card or bank account number;

24 f. Any and all other log records, including IP address captures, associated
25 with the specified account; and

26 g. Any records of communications between Google, and any person about
27 issues relating to the account, such as technical problems, billing inquiries, or complaints
28 from other users about the specified account. This to include records of contacts between

1 the subscriber and the provider's support services, as well as records of any actions taken
2 by the provider or subscriber as a result of the communications.